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Filing date: **11/17/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201083
Party	Plaintiff Minnesota Twins, LLC
Correspondence Address	MARY L KEVLIN COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES ame@cll.com, jmn@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Aryn M. Emert
Filer's e-mail	ame@cll.com, jmn@cll.com, trademark@cll.com
Signature	/Aryn M. Emert/
Date	11/17/2014
Attachments	MOTION TO SUSPEND _ TWINS SPECIAL.pdf(12017 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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MINNESOTA TWINS, LLC, :

Opposer, :

v. : Opposition No. 91201083

TWINS SPECIAL LLC, :

Applicant. :

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MINNESOTA TWINS, LLC, :

Opposer, :

v. : Opposition No. 91209135

TWINS SPECIAL LLC, :

Applicant. :

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**MOTION ON CONSENT TO SUSPEND PROCEEDINGS  
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order to suspend the proceedings in this matter for a period of ninety (90) days, until **February 15, 2015**. Applicant's counsel consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

Significant progress has been made towards settlement of this complex matter involving multiple jurisdictions. Since the institution of the proceedings, the parties have had verbal and written settlement negotiations, have drafted, reviewed and proposed term sheets, as well as prepared multiple revisions to a draft settlement agreement, exchanged a more updated version of a draft settlement agreement, and have negotiated the terms of that agreement. Specifically, since the parties last sought a suspension of the proceedings, Applicant's counsel reviewed the draft agreement in light of a settlement conference with Opposer's counsel. Applicant and Applicant's counsel then conferred regarding the agreement on several occasions, including by holding an in-person conference to discuss the specific terms of the agreement. Thereafter, Applicant's counsel and Opposer's outside counsel held a lengthy telephone conference on November 17<sup>th</sup> to discuss specific issues relating to the agreement, which include terms governing the scope of the agreement, and the use and registration of the parties' respective marks. The parties have agreed upon several of the core terms of the agreement. The additional time is requested for Applicant's counsel to further discuss the agreement with Applicant based on the recent settlement discussion, and for the parties to continue to work towards settlement of this matter. The parties are jointly committed to reaching settlement and strongly believe that

they will timely resolve the specific open issues relating to use and registration. If an agreement is accepted by the parties, there will be no need to proceed with the Opposition.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until thirty (30) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition in Opposition Proceeding No. 91209135 until thirty (30) days after the suspension ends. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York  
November 17, 2014

COWAN LIEBOWITZ & LATMAN, P.C.  
Attorneys for Opposer

By: /Aryn M. Emert/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on November 17, 2014, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant's Attorney and Correspondent of Record, David M. Kohn, Lewis Kohn & Fitzwilliam LLP, 10935 Vista Sorrento Parkway, Suite 370, San Diego, California 92130.

/Aryn M. Emert /  
Aryn M. Emert